

**NOTIFICATION OF ENHANCEMENT – POSSESSION OF A SUBSTANCE LISTED IN 58-37-4.2**  
**("SPICE," "BATH SALTS")**

Defendant: \_\_\_\_\_, Case No. \_\_\_\_\_

**ELEMENTS**

58-37-8(2)(a)(i), (d): It is unlawful for any person knowingly and intentionally to possess or use a substance listed in 58-37-4.2.

**ENHANCEMENT / PENALTIES**

58-37-8(2)(d): Knowingly and intentionally possessing or using a substance listed in 58-37-4.2 is a class B misdemeanor for a first conviction, a class A misdemeanor for a second conviction, and a third degree felony for a third conviction.

**Minimum / Maximum Sentences**

Class B Misdemeanor: 0 days to 6 months jail; \$0 to \$1,940 fines and surcharges, plus interest

Class A Misdemeanor: 0 days to 1 year jail; \$0 to \$4,783 fines and surcharges, plus interest

Third Degree Felony: 0 days to 5 years prison; \$0 to \$9,533 fines and surcharges, plus interest

*I understand the foregoing Notification of Enhancement as explained here and as orally explained to me.*

\_\_\_\_\_  
Date

\_\_\_\_\_  
Defendant